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Patent
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant(s): Hidemoto Kusaka |) Re: Information Disclosure |
| |) Statement |
| Serial No.: 10/589,452 |) Group: not yet assigned |
| |) |
| Filed: August 11, 2006 |) Examiner: not yet assigned |
| |) |
| |) Our Ref: B-6104PCT 623685-3 |
| |) |
| For: "BEVERAGE AND MEDICAMENT..." |) Date: January 23, 2007 |

Commissioner for Patents
P.O. Box 1450
Alexandria VA, 22313-1450

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the first Office Action on the merits. A copy of each foreign and non-patent document listed is enclosed herewith.

The documents listed were cited in the International Search Report for PCT/JP2004/002161. A copy of the Search Report is enclosed herewith.

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The Applicants believe that this IDS is being submitted before the issuance of a first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance. Therefore, no official fees should be due; and this IDS should be considered on the merits. If this IDS is being submitted after the issuance of the first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance, please contact the undersigned to authorize a payment of \$180.00 (or any other required amount), which is the fee set forth in 37 C.F.R. § 1.97(c), if the Examiner believes that such a fee is due in order for this IDS to be

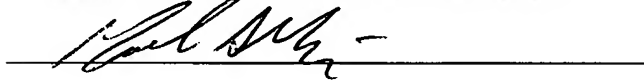
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considered on the merits.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on January 23, 2007 by Guillermo Gonzalez.



Respectfully submitted,

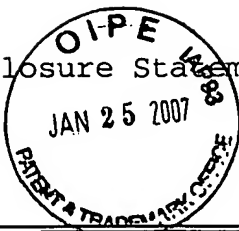


Robert Popa
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Enclosures: Form PTO-1449 (modified) (2 page)
Copy of each foreign and non-patent document listed
Copy of Search Report

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| Form PTO-1449 (Modified) Page 1 of 2 | ATTY DOCKET NO. B-6104PCT 623685-3 | U.S. SERIAL NO. 10/589,452 |
| LIST OF PATENTS AND PUBLICATIONS STATEMENT | APPLICANTS Kusaka | |
| | FILING DATE August 11, 2006 | GROUP not yet assigned |

U.S. PATENT DOCUMENTS

| | DOCUMENT NUMBER | ISSUE DATE | NAME | CLASS | SUB-CLASS | FILING DATE or 102(e) DATE IF APPROPRIATE |
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FOREIGN PATENT DOCUMENTS

| | DOCUMENT NUMBER | PUBLICATION DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION YES/NO |
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

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| | Ando, H., et al. "Growth Inhibition Effect on Some Cancer Cell Lines by Hot Compressed Water Extractives of Moso Bamboo (<i>Phyllostachys pubescens</i>)", <i>JOURNAL-JAPAN WOOD RESEARCH SOCIETY</i> , VOL 49; PART 5, pages 371-376 (2003) | |
| | Adachi, T., et al., "Benikamikirifurasu oyobi Mosochiku Seibun no Ko-Allergy Kassei", Hesei 14 Nendo Nihon University Riko Gakubu Gakujutsu Koen Ronbunshu, 46th, pp. 1278-1279 (2002) | |
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| | Tanaka N., "Constituents of Bamboos and Bamboo Grasses", <i>Journal of the Pharmaceutical Society of Japan</i> , vo. 118, No. 8, pp.332-337 (1998) | |

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